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Attorneys for Petitioners  
DREYER'S GRAND ICE CREAM, INC. and  
EDY'S GRAND ICE CREAM

**UNITED STATES DISTRICT COURT**  
**FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
**(OAKLAND DIVISION)**

**DREYER'S GRAND ICE CREAM, INC., a  
Delaware corporation, and EDY'S GRAND ICE  
CREAM, a California corporation,**

**Petitioners,**

**v.**

**ICE CREAM DISTRIBUTORS OF  
EVANSVILLE, an Indiana limited liability  
company,**

**Respondent.**

**Case No. C07-00140 CW**

**STIPULATION FOR DISMISSAL  
WITHOUT PREJUDICE**

**Judge: The Honorable Claudia Wilken**

**Petition Filed: January 9, 2007**

1 IT IS HEREBY STIPULATED by Petitioners Dreyer's Grand Ice Cream, Inc. and Edy's Grand  
2 Ice Cream (collectively "Dreyer's"), and Respondent Ice Cream Distributors Of Evansville ("ICD") that  
3 this action be and hereby is dismissed without prejudice pursuant to Fed. R. Civ. P. 41(a)(1). Each party  
4 is to bear its own costs, expenses and attorneys fees.

5 IT IS SO STIPULATED.

6 DATED: April 10, 2009

TOWNSEND AND TOWNSEND AND CREW LLP

7  
8 By: \_\_\_\_\_

IRIS SOCKEL MITRAKOS

Attorneys for Petitioners

DREYER'S GRAND ICE CREAM, INC. and

EDY'S GRAND ICE CREAM

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12 DATED: April 10, 2009

ICE CREAM DISTRIBUTORS OF EVANSVILLE

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14 By: \_\_\_\_\_

DAVID GARRETT

President

ICE CREAM DISTRIBUTORS OF EVANSVILLE

15  
16  
17 **ORDER**

18  
19 PURSUANT TO STIPULATION, IT IS SO ORDERED.

20 4/10

21 DATED: \_\_\_\_\_, 2009



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23 \_\_\_\_\_  
UNITED STATES DISTRICT COURT JUDGE

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26 61834605 v1